

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

**ETHAN D. SMITH and JENNIFER L.
DEES,**

Plaintiffs,

vs.

**1:25-cv-00199
(MAD/DJS)**

LISA FISHER, et al.,

Defendants.

Mae A. D'Agostino, U.S. District Judge:

SUMMARY ORDER

The Court has reviewed Plaintiffs' Renewed Memorandum of Law and Affidavit in Support of Motion for Temporary Restraining Order and Preliminary Injunction, filed June 26, 2025. *See* Dkt. No. 60. On February 19, 2025, the Court denied Plaintiffs' motion for an *ex parte* temporary restraining order. *See* Dkt. No. 12. On March 21, 2025, Plaintiffs sought reconsideration of the Court's order. *See* Dkt. No. 29. On March 21, 2025, Plaintiffs also filed a separate application for an order to show cause and for the recusal of the undersigned. *See* Dkt. No. 30. In a Summary Order dated March 24, 2025, the Court denied Plaintiffs' motions and applications dated March 21, 2025. *See* Dkt. No. 31.

Plaintiff's pending request is a repackaging of arguments that were already denied multiple times by this Court. *See* Dkt. Nos. 1, 4, 29, 30. For the reasons previously stated, the Court denies Plaintiffs' "renewed" motion. *See* Dkt. Nos. 12, 31.

On April 7, 2025, Defendants Heather Corey Mongue, Denise Resta-Tobin, Jessica Vinson, Lisa Fisher, Robert Mayberger, and Vincent W. Versaci filed motions to dismiss the

complaint. These motions remain pending and will be decided in due course.

The Court will not consider any additional motions from Plaintiffs until a decision on the pending motions to dismiss is rendered. Plaintiffs are directed to cease their filing of repetitious applications and motions.

Accordingly, the Court hereby

ORDERS that Plaintiffs' Renewed Application for Temporary Restraining Order and Preliminary Injunction (Dkt. No. 60) is **DENIED**; and the Court further

ORDERS that the Clerk of the Court shall serve a copy of this Order on the parties in accordance with the Local Rules.

IT IS SO ORDERED.

Dated: July 1, 2025
Albany, New York


Mae A. D'Agostino
U.S. District Judge